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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 4917 OF 2007

IN

FIRST APPEAL NO. 3186 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

Mr. Hemant Ghadigaonkar i/by Mr. Madhav Jamdar for the applicants.

Mr. S.R.Page for the respondents.

CORAM : ANOOP V. MOHTA,J.

DATED : 3rd October, 2007.

P.C.

1. Considering the averments made and in view of the fact that the money decree is already in favour of the original respondent Nos.1 and 3. The principal decretal amount to the tune of Rs.3,50,000/- as already deposited, is permitted to withdraw, as other side has no objection for the same. The application is, therefore,

disposed of, accordingly with following order:-

O R D E R

1. The applicant-original respondent No.1 is at liberty to withdraw the amount of Rs.3,50,000/- out of the money already deposited in the trial court. In so far as the other amount is concerned, the liberty is granted to apply afresh.

2. The Civil application is disposed of, accordingly.

[ANOOP V. MOHTA, J.]